NEWLETT PACKARD COMPANY Intelloculal Property Administration P. D. Box 272460 For Calles, Coloredo 80627-2400

Patent application
Attorney Docket No. 10096821 -2

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

inventor(s):

Michelle Ogg at al

Confirmation No.: 1914

Application No.: 10/662742

Examiner: R. Blackmen

Fling Date:

Sep 15, 2003

Group Art Unit: 2851

Title:

Zoom And Focus Control Wethod And System

Commissioner for Peterna PO Box 1650 Alexandria, VA 22313-1450

## TERBRIVAL DISCLAIMER RESPONSIVE TO A DOUBLE PATENTING REJECTION

Sir

Petitioner, Hewlett-Packard Development Company, L.P. is the owner of 100 percent interest in the instant application. Petitioner hereby displaims, except as provided below, the terminal part of the statutory term of any parent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 184 to 156 and 173 as chortened by any terminal discisioner of prior Patent No. 6,714,731 to Hewlett-Packard Development Company, L.P. which issued on Merch 30, 2004 and is commonly owned by Patitioner. Petitioner hereby agrees that any patent 30 granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent as chortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unanforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

For submissions on behalf of an organization (e.g., corporation), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false extrements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jacopardize the validity of the application or any patent issued thereon.

Per 10/04 (Pirtipis

TERMINAL DISCLAMER - DOUBLE PAYENTING (COSTINUED)

ATTORNEY DOCKET NO. 10006921 -2

Please charge the required fee set forth in 37 CFR 1.20(d) of \$110,00 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2026 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

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Number of pages:

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Respectfully aubmitted,

Michelle Ogg

William J. Streete

Attorney/Agent for Applicantial

Reg. No. 24,447

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PATERT APPLICATION

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TERMINAL DISCLAIMER - DOUBLE PATENTING (conditued)

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flore: An attorpay or egent of record must sign this decument,;

I hereby corrily that this confequencients is being deposited with the United States Poetal Service as little class mail in an employee addressed to: Commissional for Patenda, Alexandris, VA 22343-1469. Date of Deposit:

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OR

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Respectfully submitted,

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